

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Sri K.Peter, former Panchayat Secretary Gram Panchayat Motur retired at Gram Panchayat Chowtupalli, Krishna District. – Disciplinary action initiated under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Charges Framed – Inquiry Officer Appointed – Enquiry Conducted- Charge Proved- Enquiry Report Communicated – Representation received – Show cause notice issued – Explanation received –Imposing a penalty of 5% cut in pension for a period of five (5) years under Rule 9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No. 263,

Dated:11.02.2014.
Read the following

1. Lr.No.3086/2004-Pts.3, Dt.28.01.2008 of the District Panchayat Officer, Krishna District.
2. Charge Memo. No. 1816/CPR&RE/B1/08, Dt.03.03.2008 of the CPR&RE, AP-Hyd.
3. Explanation of the C.O., through the DPO., Krishna Dist., dated:05.01.2009.
4. Procs.No.1816/CPR&RE/B1/08, Dt.10.02.2009 of the CPR&RE, AP-Hyd.
5. Lr.Roc.No.3818/2010/C4, Dt.24.11.2012 of the CEO., ZPP., Krishna District.
6. Memo.No.1816/CPR&RE/B1/2008, Dt.18.05.2013 of the CPR&RE, AP-Hyd.
7. Explanation of the charged officer on the Inquiry Report .
8. From the CPR&RE., Lr.No.1816/CPR&RE/B1/2008, dated:02.08.2013.
9. Govt., Memo.No.20218/Vig.IV/A2/2013-1 dated:24.09.2013.
10. Explanation dated: 17.10.2013 of the Charged Officer on the Show Cause notice.
11. Govt., Letter No.20218/Vig.IV/A2/2013-2, dt:16.12.2013.
12. From the APPSC., Lr.No. 2286/RT/3/2013, dt:25.01.2014.

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ORDER

In the reference 2nd read above, disciplinary proceedings were initiated by the Commissioner, Panchayat Raj & Rural Employment, Hyderabad against Sri K.Peter, former Panchayat Secretary, Gram Panchayat Motur, Krishna District who committed certain irregularities in the administration of Gram Panchayat by framing of Articles of Charges under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, based on the report of the District Panchayat Officer, Krishna District. He had submitted his Written Statement of Defence vide reference 3rd read above.

2. After considering the Written Statement of Defence of the Charged Officer, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad appointed the Chief Executive Officer, Zilla Praja Parishad, Krishna District as Inquiry Officer to inquire into the charges framed against the Charged Officer, Sri K.Peter, former Panchayat Secretary, Gram Panchayat Motur, Krishna District, and the District Panchayat Officer, Krishna District, as presenting officer to present the case before the Inquiry Officer on the behalf the disciplinary authority in the reference 4th read above.

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3. In the reference 5th read above, the Inquiry Authority /Chief Executive Officer, Zilla Praja Parishad, Krishna District, after conducting a regular inquiry submitted his report holding that the charge is held proved against the Charged Officer.
4. In the reference 6th read above, a copy of the Inquiry Report was communicated to the Charged Officer calling for his explanation under rule 21(4) of the AP Civil Services (Classification, Control & Appeal) Rules, 1991 and he has submitted his explanation denying the charge framed against him vide reference 7th read above.
5. In the reference 8th read above, the Commissioner, Panchayat Raj and Rural Employment, Hyderabad, while enclosing the connected records has requested the Government to issue final orders in the matter as the Charged Officer has retired from service on attaining the age of superannuation as the Government are the competent authority under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, for taking further action in the matter.
6. Government after careful examination of the matter and having regard to the circumstances of the case have provisionally decided to impose a punishment of 5% cut in his pension for a period of 5 years under Rule 9 of the Andhra Pradesh Revised Pension Rules 1980, against the Charged Officer Sri K.Peter, former Panchayat Secretary, Gram Panchayat Motur, now retired from service at Gram Panchayat Chowtupalli, Krishna District as the charge is held proved in the Inquiry.
7. Accordingly, in the reference 9th read above, a show case notice was issued to the charged officer Sri K.Peter, former Panchayat Secretary, Gram Panchayat Motur, now retired Krishna District calling for his explanation as to why a penalty of 5% cut in his pension for a period of 5 years should not be imposed against him under rule 9 of A.P. Revised Pension Rules, 1980. He has submitted his explanation to the Show Cause Notice vide reference 10th read above Stating that the Inquiry Authority has not considered his plea and made injustice in to him during the course of Enquiry. As a matter of fact the Panchayat President is responsible for the lapses.
8. The Secretary, A.P. Public Service Commission, who was consulted in the matter in the reference 11th read above, on the proposed punishment of Govt., and in the reference 12th read above, the Commission has agreed to the proposal of the Government to impose penalty of 5% cut in pension for a period of five (5) years against Sri K.Peter, former Panchayat Secretary, Gram Panchayat Motur and retired at Gram Panchayat Chowtupalli, Krishna Dist., under Rule 9 of APRPS Rules, 1980.
9. Government, after careful examination of the matter with reference to the material on record, explanation offered by the individual, findings of the inquiry officer and concurrence of the Andhra Pradesh Public Service Commission, have decided to impose a penalty of 5% cut in pension for a period of Five (5) years against Sri K.Peter, former Panchayat Secretary Gram Panchayat Motur retired at Gram Panchayat Chowtupalli, Krishna Dist., under Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980. Accordingly, Government hereby impose a punishment of 5% cut in pension for a period of five (5) Years against him.

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10. The Commissioner, Panchayat Raj & Rural Employment and District Panchayat Officer, Krishna District shall take further necessary action accordingly.

11. The original file bearing No.1816/CPR&RE/B1/2008 received through the reference 8th read above is returned herewith and the same shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

The Individual through the Commissioner, Panchayat Raj &
Rural Employment, Hyderabad.

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

The District Panchayat Officer, Krishna.

Copy to:

The Account General, AP., Hyderabad.

The District Treasury officer, Krishna District.

The Secretary to Vigilance Commissioner,
A.P. Vigilance Commission, Hyderabad,

The Secretary to A.P Public Service Commission,

The P.S. to M(PR&RWS).

The P.S. to Principal Secretary to (PR).

SF/SC.

//FORWARDED BY :: ORDER//

SECTION OFFICER